



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

September 16, 1998

Mr. Charles Allen  
Legal Office  
Richardson Police Department  
P.O. Box 831078  
Richardson, Texas 75083-1078

OR98-2206

Dear Mr. Charles Allen:

You ask this office to reconsider our decision in Open Records Letter No. 98-1781 (1998). Your request for reconsideration was assigned ID# 118958.

Open Records Letter No. 98-1781 concluded that the City of Richardson (the "city") must withhold portions of the requested information from public disclosure based on sections 552.101, 552.117 and 552.130 of the Government Code. The decision also held that the city may not withhold from public disclosure any portion of the information based on section 552.103 of the Government Code. You now ask that we reconsider our section 552.103 conclusion.

We have reviewed the information the city submitted in support of this request. We conclude that section 552.103 is applicable to the information requested. We therefore overrule Open Records Letter No. 98-1781 to the extent that it conflicts with this decision.<sup>1</sup>

We are resolving this matter with this informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and may not be relied upon as a previous

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<sup>1</sup>If the opposing party in the litigation has seen or had access to any of the information in these records, there would be no justification for now withholding that information from the requestor pursuant to section 552.103(a). Open Records Decision Nos. 349 (1982), 320 (1982). In addition, the applicability of section 552.103(a) ends once the litigation is concluded. Attorney General Opinion MW-575 (1982); Open Records Decision No. 350 (1982).

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Kay Hastings".

Kay Hastings  
Deputy Chief  
Open Records Division

KHH/mjc

Ref.: ID# 118958

cc: Mr. Kendall Anderson  
Communicaiting Center  
P.O. Box 65537  
Dallas, Texas 75265  
(w/o enclosures)